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8 *Attorneys for Complainant*

9
10 **BEFORE THE**
11 **BOARD OF REGISTERED NURSING**
12 **DEPARTMENT OF CONSUMER AFFAIRS**
13 **STATE OF CALIFORNIA**

14 In the Matter of the Accusation Against:

Case No. **2010-255**

15 **LINDA L. LAWSON**
16 **1736 W. Lakeshore Drive**
Port Clinton, OH 43452

ACCUSATION

17 **Registered Nurse License No. 558942**

18 Respondent.

19
20 Louise R. Bailey, M.Ed., RN ("Complainant") alleges:

21 **PARTIES**

22 1. Complainant brings this Accusation solely in her official capacity as the Interim
23 Executive Officer of the Board of Registered Nursing, Department of Consumer Affairs.

24 **License History**

25 2. On or about August 19, 1999, the Board of Registered Nursing issued Registered
26 Nurse Number 558942 ("license") to Linda L. Lawson ("Respondent"). The license was in full
27 force and effect at all times relevant to the charges brought herein. The license expired on
28 August 31, 2009.

JURISDICTION

3. This Accusation is brought before the Board of Registered Nursing ("Board"), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code ("Code"), unless otherwise indicated.

4. Code section 2750 provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with Code section 2750) of the Nursing Practice Act.

5. Code section 2764, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under Code section 2811, subdivision (b), the Board may renew an expired license at any time within eight years after the expiration.

6. Code section 118, subdivision (b), provides that the suspension, expiration, surrender, or cancellation of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated.

STATUTORY PROVISIONS

7. Code section 2761 states, in pertinent part:

The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

(a) Unprofessional conduct, which includes, but is not limited to, the following:

(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action.

COST RECOVERY

8. Code section 125.3 provides, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

1 **CAUSE FOR DISCIPLINE**

2 **(Out-of-State Discipline)**

3 9. Respondent's license is subject to disciplinary action under Code section 2761,
4 subdivision (a)(4), on the grounds of unprofessional conduct, in that Respondent's Registered
5 Nurse Licenses were disciplined in the States of Florida and Ohio as set forth below.

6 Florida Board of Nursing ("Florida Board")

7 a. In the action entitled, *Department of Health v. Linda Lawson*, Case No. 2004-11749,
8 License No. RN9166462, effective February 23, 2005, the Florida Board suspended Respondent's
9 Registered Nurse License No. RN9166464 for a period of two years and thereafter until
10 Respondent can demonstrate the present ability to engage in the safe practice of nursing and
11 comply with terms of Final Order in Case No. 2002-05276, which required Respondent to pay
12 administrative fees and get an IPN evaluation, including drug screenings. Respondent has failed
13 to do so.

14 A copy of the Florida Board's Final Order, Findings of Fact and Conclusions of Law is
15 attached hereto as Exhibit A and incorporated herein.

16 Ohio Board of Nursing ("Ohio Board")

17 b. In the action entitled, *In the Matter of Linda L. Lawson, R.N.*, Case No. 02-0763,
18 effective March 21, 2003, Respondent's Registered Nurse License No. 152620 was permanently
19 revoked on her Voluntary Surrender of License to Practice Nursing, dated March 14, 2003.

20 A copy of the Ohio Board's Entry of Order No. 831 is attached as Exhibit B and
21 incorporated herein.

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PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse Number 558942, issued to Linda L. Lawson;
2. Ordering Linda L. Lawson to pay the Board the reasonable costs of the investigation and enforcement of this case, pursuant to Code section 125.3; and,
3. Taking such other and further action as deemed necessary and proper.

DATED: 11/9/09

for *Stacie Benner*
LOUISE R. BAILEY, M.ED., RN
Interim Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

EXHIBIT A

Florida Board's Final Order, Findings of Fact and Conclusions of Law

STATE OF FLORIDA
BOARD OF NURSING

DEPARTMENT OF HEALTH,

Petitioner,

vs.

Case No.: 2004-11749
License No.: RN 9166462

LINDA LAWSON,

Respondent.

FINAL ORDER

This matter appeared before the Board of Nursing at a duly-noticed public meeting on February 10, 2005 in Tampa, Florida, for a hearing not involving disputed issues of material fact pursuant to Sections 120.569 and 120.57(2), Florida Statutes. Petitioner has filed an Administrative Complaint seeking disciplinary action against the license. A copy of the Administrative Complaint is attached to and made a part of this Final Order. Service of the Administrative Complaint was made upon Respondent by certified mail, return receipt requested. Respondent has not filed an Election of Rights. Petitioner has filed a Motion for Default. Petitioner was represented by Julie Meadows, Assistant General Counsel, Florida Department of Health. Respondent was not present.

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Case No. 2004-11749

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FINDINGS OF FACT

Since the licensee has not replied to the Administrative Complaint nor contested the factual allegations, the prosecuting attorney offered the investigative file to prove the facts as alleged. The investigative file was received into evidence and the Board finds the uncontested facts adequately support the allegations. Therefore, the Board adopts as its finding of facts paragraphs 1-8 of the Administrative Complaint.

CONCLUSIONS OF LAW

Based upon the Findings of Fact, the Board concludes the licensee has violated Section(1)456.072(1)(g), Florida Statutes.

The Board is empowered by Sections 464.018(2) and 456.072(2), Florida Statutes, to impose a penalty against the licensee. Therefore it is ORDERED that:

The license of LINDA LAWSON is suspended for two years and thereafter until she personally appears before the Board and can demonstrate the present ability to engage in the safe practice of nursing, and demonstrates compliance with each and every term of previous Final Orders. That demonstration shall include at least an in-depth psychological evaluation coordinated through the Intervention Project for Nurses, with an MMPI or other appropriate testing from a psychiatrist, psychologist, or other licensed mental health counselor experienced in the treatment of addition. The licensee shall supply a copy of this Order to the

evaluator. The evaluation must contain evidence that the evaluator knows of the reason for referral. The evaluator must specifically advise this Board that the licensee is presently able to engage in the safe practice of nursing or recommend the conditions under which safe practice could be attained. The licensee must also submit prior to her appearance before the Board a reentry plan, proof of continued treatment and counseling if recommended in the psychological evaluation, and demonstration of two years of documented continuous drug free/alcohol free living. The Board reserves the right to impose reasonable conditions of reinstatement at the time the licensee appears before the Board to demonstrate her present ability to engage in the safe practice of nursing.

The licensee must pay an administrative fine of \$250.00 and investigative costs of \$167.90 prior to reinstatement of her license. Partial payments shall not be accepted. Payment shall be made to the Board of Nursing and mailed to, DOH-Client Services, P.O. Box 6320, Tallahassee, Florida 32314-6320, Attention: Nursing Compliance Officer.

Within 30 days, the licensee shall return her license to the board office, 4052 Bald Cypress Way, Bin # C02, Tallahassee, Florida 32399-3252 or shall surrender the license to an Investigator of the Department of Health. The licensee's

Case No. 2004-11749

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Capitol, Tallahassee, Florida 32399-1050; and Julie Meadows,

Assistant General Counsel, Department of Health, 4052 Bald

Cypress Way, Bin # C-65, Tallahassee, Florida 32399-3265 on this ^{23rd}

__ day of February, 2004.

Shalinda Lewis

Deputy Agency Clerk

**STATE OF FLORIDA
DEPARTMENT OF HEALTH**

DEPARTMENT OF HEALTH,

PETITIONER,

v.

CASE NO. 2004-11749

LINDA LAWSON, R.N.,

RESPONDENT.

ADMINISTRATIVE COMPLAINT

COMES NOW, Petitioner, Department of Health, by and through its undersigned counsel, and files this Administrative Complaint before the Board of Nursing against Respondent, Linda Lawson, R.N., and in support thereof alleges:

1. Petitioner is the state department charged with regulating the practice of nursing pursuant to Section 20.43, Florida Statutes; Chapter 456, Florida Statutes; and Chapter 464, Florida Statutes.
2. At all times material to this Complaint, Respondent was a licensed registered nurse (R.N.) within the state of Florida, having been issued license number RN 9166462.

3. Respondent's last known address of record is Post Office Box 415, Port Clinton, Ohio 43452. It is believed that the Respondent's current address is 1736 West Lakeshore Drive, Port Clinton, Ohio 43452

4. On or about December 22, 2003, the Board of Nursing filed final orders in case number 2002-05276, which required Respondent to pay an administrative fine in the amount of five hundred dollars (\$500.00), investigative costs in the amount of three thousand forty-nine dollars and eighty-one cents (\$3,049.81) within sixty (60) days of the entry of the board order, and get an IPN evaluation within in thirty (30) days of the entry of the board order.

5. IPN is the impaired nurses program for the Board of Nursing, pursuant to Section 456.076, Florida Statutes. IPN is an independent program that monitors the evaluation, care, and treatment of impaired nurses. IPN oversees random drug screens and provides for the exchange of information between treatment providers and the Department for the protection of the public.

6. Section 456.072(1)(q), Florida Statutes (2003), sets forth disciplinary action for health professions and occupations and provides that

violating a lawfully entered order of the Board or Department is grounds for discipline.

7. As of March 19, 2004, the Respondent had not paid the administrative fine or investigative costs, and had not received an IPN evaluation.

8. By failing to pay the administrative fine and investigative costs, and failing to obtain an IPN evaluation, the Respondent has violated a lawfully entered order of the Board or Department.

9. Based on the foregoing, Respondent violated Section 456.072(1)(q), Florida Statutes (2003), by violating a lawfully entered order of the Board or Department.

WHEREFORE, the Petitioner respectfully requests that the Board of Nursing enter an order imposing one or more of the following penalties: permanent revocation or suspension of Respondent's license, restriction of practice, imposition of an administrative fine, issuance of a reprimand, placement of the Respondent on probation, corrective action, refund of fees billed or collected, remedial education and/or any other relief that the Board deems appropriate.

SIGNED this 26th day of August, 2004.

John O. Agwunobi, M.D., M.B.A.
Secretary, Department of Health

FILED

DEPARTMENT OF HEALTH
DEPUTY CLERK

CLERK Heather Coleman

DATE 8-27-04

Rachael M. Flury
for Michael Flury
Assistant General Counsel
DOH Prosecution Services Unit
4052 Bald Cypress Way, Bin C-65
Tallahassee, FL 32399-3265
Florida Bar # 0118590
(850) 414-8126
(850) 414-1989 FAX

MF/bbr

Reviewed and approved by: mf (initials) 8/2 (date)

PCP: 8/25/04

PCP Members: Mary Jane Herrera, LPN
Rita Geronzi

LINDA LAWSON, R.N., CASE NUMBER 2004-11749

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LINDA LAWSON, R.N., CASE NUMBER 2004-11749
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NOTICE OF RIGHTS

Respondent has the right to request a hearing to be conducted in accordance with Section 120.569 and 120.57, Florida Statutes, to be represented by counsel or other qualified representative, to present evidence and argument, to call and cross-examine witnesses and to have subpoena and subpoena duces tecum issued on his or her behalf if a hearing is requested.

NOTICE REGARDING ASSESSMENT OF COSTS

Respondent is placed on notice that Petitioner has incurred costs related to the investigation and prosecution of this matter. Pursuant to Section 456.072(4), Florida Statutes, the Board shall assess costs related to the investigation and prosecution of a disciplinary matter, which may include attorney hours and costs, on the Respondent in addition to any other discipline imposed.

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LINDA LAWSON, R.N., CASE NUMBER 2004-11749

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By: Nathan Coleman
Deputy Agency Clerk

STATE OF FLORIDA
BOARD OF NURSING

DEPARTMENT OF HEALTH,

Petitioner,

vs.

Case No.: 2002-05276

License No.: RN 9166462

LINDA A. LAWSON, R.N.,

Respondent.

FINAL ORDER

Respondent, LINDA A. LAWSON, R.N., holds Florida license number RN 9166462 as a Registered Nurse. Petitioner has filed an Administrative Complaint seeking disciplinary action against the license. The complaint is attached to and made a part of this Final Order.

Service of the Administrative Complaint was made upon Respondent by certified mail. Respondent has not filed an Election of Rights. Petitioner has filed a Motion for Default.

The cause came before the Board of Nursing at a duly-noticed public meeting on December 5, 2003, in Ft. Lauderdale, Florida, for final agency action, pursuant to Sections 120.569 and 120.57(2), Florida Statutes. The Petitioner was represented by Reginald Dixon, Assistant General Counsel, Florida Department of Health. Respondent was not present and was not represented by counsel. The Board finds that Petitioner has met its burden of notice, grants the Motion for Default, and further finds as follows:

FINDINGS OF FACT

Since the licensee has not replied to the Administrative Complaint nor contested the factual allegations, the prosecuting attorney offered the investigative file to prove the facts as alleged. The investigative file was received into evidence and the Board finds the uncontested

facts adequately support the allegations. Therefore the Board adopts paragraphs 1-26 of the Administrative Complaint as its Findings of Fact.

CONCLUSIONS OF LAW

The foregoing facts constitute violations of Sections 464.018(1)(h) and (i), Florida Statutes, for which the Board may impose discipline pursuant to Section 464.018(2), Florida Statutes. Therefore, it is ORDERED that:

1. The license of LINDA A. LAWSON, R.N., is **suspended until the licensee undergoes an evaluation coordinated by the Intervention Project for Nurses (IPN)**, and complies with any and all terms and conditions imposed by IPN as a result of said evaluation. It is the duty of the licensee to contact the IPN at P.O. Box 49130, Jacksonville Beach, Florida 32240-9130, (904) 270-1620 within 30 days. If the licensee is in need of monitoring or treatment, she/he will comply with all conditions of the IPN Advocacy Contract or she/he will be in violation of the Board Order. Violation of the IPN Advocacy Contract shall result in the immediate lifting of the stay of suspension. Reinstatement will require compliance with all terms and conditions set forth in any previous Board Order, and the licensee's appearance before the Board to demonstrate present ability to engage in the safe practice of nursing, which shall include a demonstration of two years of documented continuous sobriety. The Board reserves the right to impose reasonable conditions of reinstatement at the time of appearance before the Board to demonstrate present ability to engage in the safe practice of nursing.

If the licensee is not in need of monitoring or treatment and the IPN is not suitable, upon notification by the IPN to the Board office, the following disciplinary action is imposed:

2. The license of LINDA A. LAWSON, R.N. is placed on **probation for one (1) year**, subject to the following conditions:

The licensee shall not violate chapters 456 or 464, Florida Statutes, the rules promulgated pursuant thereto, any other state or federal law, rule, or regulation relating to the practice or the ability to practice nursing.

The licensee must report any change in address or telephone number, employment, employer's address or telephone number, or any arrests [or violations of probation or whatever impediment which may be on the license from another jurisdiction], in writing within 10 working days to the Nursing Compliance Officer at the Department of Health, Client Services Unit, HMQAMS, BIN # C01, 4052 Bald Cypress Way, Tallahassee, Florida 32399-3251.

Whether employed as a nurse or not, the licensee shall submit written reports to the Nursing Compliance Officer which shall contain the licensee's name, license number, and current address; the name, address, and phone number of each current employer; and a statement by the licensee describing her/his employment. This report shall be submitted to the Nursing Compliance Officer every three (3) months in a manner as directed by the Nursing Compliance Officer.

All current and future settings in which the licensee practices nursing shall be promptly informed of the licensee's probationary status. Within five days of the receipt of this Order, the licensee shall furnish a copy to her/his nursing supervisor or supervisors, if there are multiple employers. The supervisors must acknowledge this probation to the Nursing Compliance Officer in writing on employer letterhead within ten days. Should the licensee change employers, she/he must supply a copy of this Order to her/his new nursing supervisor within five days. The new employer shall acknowledge probation in writing on employer letterhead to

the Nursing Compliance Officer within ten days. The licensee shall be responsible for assuring that reports from nursing supervisors will be furnished to the Nursing Compliance Officer every three (3) months. That report shall describe the licensee's work assignment, work load, level of performance, and any problems. Any report indicating an unprofessional level of performance shall be a violation of probation.

If the licensee leaves Florida for thirty (30) days or more or ceases to practice nursing in the state, this probation shall be tolled until the licensee returns to the active practice of nursing in Florida. Then the probationary period will resume. Unless this Order states otherwise, any fines imposed or continuing education required must be paid or completed within the time specified and are not tolled by this provision. Employer reports are not required during the time probation is tolled. Working in nursing without notification to the Board is a violation of this Order.

The licensee's failure to comply with the terms of this Probation Order without the prior written consent of the Board shall be a violation of this Probation. The probation shall not be terminated until the licensee has complied with all terms of probation. The licensee shall pay all costs necessary to comply with the terms of this Order. Such costs include, but are not limited to, the cost of preparation of investigative and probationary reports detailing the compliance with this probation; the cost of obtaining, and analysis of, any blood or urine specimens submitted pursuant to this Order; and administrative costs directly associated with the licensee's probation.

The terms of this Order are effective as of the date this Order is filed with the clerk for the Department of Health. The Board office will send the licensee information regarding

probationary terms, however, failure of the licensee to receive such information DOES NOT EXCUSE COMPLIANCE with the terms of this Order.

3. The licensee must work in a setting under **direct supervision** and only on a regularly assigned unit. Direct supervision requires another nurse to be working on the same unit as the licensee and readily available to provide assistance and intervention. The licensee cannot be employed by a nurse registry, temporary nurse employment agency or home health agency. Multiple employers are prohibited. The licensee cannot be self-employed as a nurse.

4. The licensee shall enroll in and successfully complete continuing education courses in **Ethics, Legal Aspects of Nursing, and Medication Administration**. This shall be in addition to other normally required continuing education courses. Verification of course content and course completion must be submitted to the Nursing Compliance Officer within six (6) months from the date of this Order. The Board will retain jurisdiction for the purpose of enforcing continuing education requirements.

5. The licensee must pay an administrative **fine of \$500** and investigative **costs of \$3,049.81** within sixty (60) days from the date of entry of this Order. Partial payments shall not be accepted. Payment shall be made to the Board of Nursing and mailed to, DOH-Client Services, P.O. Box 6320, Tallahassee, Florida 32314-6320, Attention: Nursing Compliance Officer.

This Final Order shall become effective upon filing with the Clerk of the Department of Health.

DONE AND ORDERED this 19 day of December, 2003.

BOARD OF NURSING

Dan Coble

Dan Coble, RN, PhD
Executive Director *on behalf of*
ROSA RAMOS, RN, CHAIR

NOTICE TO PARTIES

Pursuant to Section 120.569, Florida Statutes, the parties are hereby notified that they may appeal this Final Order by filing one copy of a notice of appeal with the Clerk of the Department of Health and one copy of a notice of appeal and the filing fee with the District Court of Appeal within 30 days of the date this Final Order is filed.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by certified mail to LINDA A. LAWSON, Post Office Box 415, Port Clinton, Ohio 43452; IPN, Attn Jean Daprix, Executive Director, PO Box 49130, Jacksonville Beach, Florida 32240-9130; by interoffice mail to Rosanna Catalano, Assistant Attorney General, PL-01 The Capitol, Tallahassee, Florida 32399-1050; and Reginald Dixon, Senior Attorney, Department of Health, 4052 Bald Cypress Way, Bin # C-65, Tallahassee, Florida 32399-3265; this 22 day of December, 2003.

Sharon Dylkes

STATE OF FLORIDA
DEPARTMENT OF HEALTH

DEPARTMENT OF HEALTH,

PETITIONER,

v.

CASE NO. 2002-05276

LINDA L. LAWSON, R.N.,

RESPONDENT.

ADMINISTRATIVE COMPLAINT

COMES NOW, Petitioner, Department of Health, by and through its undersigned counsel, and files this Administrative Complaint before the Board of Nursing against Respondent, Linda L. Lawson, R.N., and in support thereof alleges:

1. Petitioner is the state department charged with regulating the practice of nursing pursuant to Section 20.43, Florida Statutes, and Chapters 456 and 464, Florida Statutes.
2. At all times material to this Complaint, Respondent was a licensed registered nurse within the State of Florida and was issued license number 9166462 on March 24, 2000.
3. Respondent's address of record is P.O. Box 415, Port Clinton, Ohio 43452, and current address is 1736 West Lakeshore Drive, Port Clinton, Ohio 43452.

4. At all times material to this Complaint, Respondent was employed by Favorite Nurses/Favorite Temps of Shawnee Mission, Kansas, and assigned as a contract employee, registered nurse at Halifax Medical Center, Daytona Beach, Florida.

5. On or about January 26, 2002, at Halifax Medical Center, Registered Nurse Karen Kovaly's name was signed on Controlled Drug Administration Record No. A227251 on line twelve, as dispensing Demerol to Patient RN at 18:00 hours. The last time Karen Kovaly signed Controlled Drug Administration Record No. A227251 for Demerol was on or about January 19, 2002.

6. On or about January 26, 2002, Respondent reported for duty at Halifax Medical Center at 14:45 hours for an 8-hour shift.

7. On or about January 27, 2002, at Halifax Medical Center, Registered Nurse Patricia Levandowski's name was signed on Controlled Drug Administration Record No. A227051 on line six, as dispensing Demerol to Patient JS at 22:30 hours.

8. On or about January 27, 2002, Respondent reported for duty at Halifax Medical Center at 14:45 hours for an 8-hour shift and Respondent signed on Controlled Drug Administration Record No. A227251 on line eleven, for dispensing Demerol to Patient RN at 21:00 hours.

9. The signatures on Controlled Drug Administration Record No. A227251 on lines 6, 11, and 12 appear to have all been signed by the Respondent.

10. On or about January 28, 2002, at Halifax Medical Center, Registered Nurse Beverly Quashie's name was signed on Controlled Drug Administration Record No.

A227251 on line nine, as dispensing Demerol to Patient RN at 07:00 hours. On January 28, 2002, Beverly Quashie was not on duty at Halifax Medical Center.

11. On or about January 29, 2002, at Halifax Medical Center, Beverly Quashie's name was signed on Controlled Drug Administration Record No. A227251 on line seven, as dispensing Demerol to Patient HR at 22:00 hours. On January 29, 2002, Beverly Quashie reported to Halifax Medical Center for duty at 23:00 hours. Beverly Quashie stated that the two signatures with her name dated January 28, 2002, at 07:00 hours on line nine and January 29, 2002, at 22:00 hours on line seven are not her signatures.

12. On or about January 29, 2002, at Halifax Medical Center, Karen Kovaly's name was signed on Controlled Drug Administration Record No. A227251 on line seven, as dispensing Demerol to Patient RN at 22:00 hours.

13. On or about January 29, 2002, Respondent reported for duty at Halifax Medical Center and signed in on the Centralized Staffing Sign-In Sheet for a 12-hour shift at 19:00 hours.

14. On or about February 6, 2002, at Halifax Medical Center, Claire Walters' name was signed on Controlled Drug Administration Record No. A229298 on line ten as dispensing Demerol at 01:00 hours. Claire Walters states that the signature is not her signature on line ten of Controlled Drug Administration Record No. A229298.

15. On or about February 5, 2002, Respondent reported to Halifax Medical Center at 19:00 hours for a 23:00 (February 5) to 7:00 (February 6) eight-hour shift.

16. On or about February 6, 2002, Demerol 100mg was discovered missing from the Narcotic Cart used by the February 5th shift that Respondent worked. Demerol is a trademark name for the Schedule II controlled substance, Pethidine (meperidine) as listed in Section 893.03(2)(b)(18), Florida Statutes (2001).

17. On or about February 6, 2002, Respondent was asked to return to Halifax Medical Center for questioning regarding the missing Demerol and to submit to a drug screening at 13:00 hours and rescheduled at Respondent's request for 15:00 hours. Respondent failed to show up for the test.

18. On or about February 7, 2002, Respondent was asked to return to Halifax Medical Center for questioning regarding the missing Demerol and to submit to a drug screening at 09:00 hours. Respondent failed to show up for the test and did not return thereafter to Halifax Medical Center.

19. The occurrences of forged signatures and missing drugs at Halifax Medical Center ceased after Respondent left Halifax Medical Center.

COUNT ONE

20. Petitioner realleges and incorporates paragraphs one (1) through nineteen (19) as if fully set forth herein.

21. Section 464.018(1)(i), Florida Statutes (2001), sets forth grounds for disciplinary action by the Board of Nursing and provides that engaging or attempting to engage in the possession, sale, or distribution of controlled substances, as set forth in Chapter 893, Florida Statutes, for any other than legitimate purposes constitutes grounds for disciplinary action.

22. Respondent engaged or attempted to engage in the possession, sale, or distribution of controlled substances, as set forth in Chapter 893, Florida Statutes, for any other than legitimate purposes in one or more of the following ways:

- a) by signing other persons' names on Controlled Drug Administration Record No. A227051, No. A227251 and No. A229298,
- b) by taking Demerol 100mg from the Narcotic Cart on the February 5th shift that Respondent worked,
- c) by failing to return to Halifax Medical Center for questioning regarding the missing Demerol and to submit to a drug screening.

23. Based on the foregoing, Respondent has violated Section 464.018(1)(i) Florida Statutes (2001), by engaging or attempting to engage in the possession, sale, or distribution of controlled substances, as set forth in Chapter 893, Florida Statutes, for any other than legitimate purposes.

COUNT TWO

24. Petitioner realleges and incorporates paragraphs one (1) through nineteen (19) as if fully set forth herein.

25. Section 464.018(1)(h), Florida Statutes, makes unprofessional conduct a violation of the Nurse Practice Act, which pursuant to Rules 64B9-8.005(1) and 64B9-8.005(3), Florida Administrative Code ("FAC"), includes (a) falsifying or altering of patient records or nursing progress reports or time records, and (b) misappropriating drugs.

26. The Respondent failed to make accurate recording of patient records or nursing progress notes and/or misappropriated drugs in one or more of the following ways:

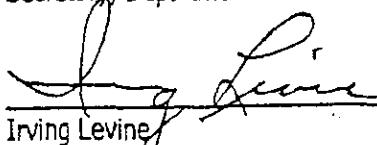
- a) by signing other persons' names on Controlled Drug Administration Record No. A227051, No. A227251 and No. A229298,
- b) by taking Demerol 100mg from the Narcotic Cart on the February 5th shift that Respondent worked.

27. Based on the foregoing, Respondent has violated Section 464.018(1)(h), Florida Statutes (2001), by her unprofessional conduct as defined in Rule 64B9-8.005, FAC.

WHEREFORE, the Petitioner respectfully requests that the Board of Nursing enter an order imposing one or more of the following penalties: permanent revocation or suspension of Respondent's license, restriction of practice, imposition of an administrative fine, issuance of a reprimand, placement of the Respondent on probation, corrective action, refund of fees billed or collected, remedial education and/or any other relief that the Board deems appropriate.

SIGNED this 31st day of July, 2003.

John O. Agwunobi, M.D., M.B.A.
Secretary, Department of Health



Irving Levine
Assistant General Counsel
DOH Prosecution Services Unit
4052 Bald Cypress Way, Bin C-65
Tallahassee, FL 32399-3265
Florida Bar # 0822957
(850) 414-8126
(850) 414-1989 FAX

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DEPARTMENT OF HEALTH

DEPUTY CLERK

CLERK *Elisabeth*

DATE 8/4/03

Reviewed and approved by: me (initials) 6/3/02 (date)

PCP: 7-29-03

PCP Members: *ppv DS*

Linda L. Lawson, R.N.; Case No. 2002-05276

NOTICE OF RIGHTS

Respondent has the right to request a hearing to be conducted in accordance with Section 120.569 and 120.57, Florida Statutes, to be represented by counsel or other qualified representative, to present evidence and argument, to call and cross-examine witnesses and to have subpoena and subpoena duces tecum issued on his or her behalf if a hearing is requested.

NOTICE REGARDING ASSESSMENT OF COSTS

Respondent is placed on notice that Petitioner has incurred costs related to the investigation and prosecution of this matter. Pursuant to Section 456.072(4), Florida Statutes, the Board shall assess costs related to the investigation and prosecution of a disciplinary matter, which may include attorney hours and costs, on the Respondent in addition to any other discipline imposed.

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JUL 10 2003
TALLAHASSEE, FL

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EXHIBIT B

Ohio Board's Entry of Order No. 831



Ohio Board of Nursing

www.state.oh.us/nur

17 South High Street, Suite 400 • Columbus, Ohio 43215-3413 • (614) 466-3947

BEFORE THE OHIO BOARD OF NURSING

IN THE MATTER OF:

ORDER 831

CASE #02-0763

LINDA L. LAWSON, R.N.:

ENTRY OF ORDER

On March 14, 2003, **LINDA L. LAWSON, R.N.** (hereinafter "**MS. LAWSON**"), executed a Voluntary Surrender of her license to practice nursing as a registered nurse with a consent to revocation, which document is attached hereto and fully incorporated herein.

In consideration of the foregoing and of **MS. LAWSON's** express waiver of the provisions of Chapter 119, Ohio Revised Code, it is hereby ORDERED that license #R.N. 152620 authorizing **LINDA L. LAWSON**, to practice nursing as a registered nurse be PERMANENTLY REVOKED, effective March 21, 2003.

This ORDER is hereby entered upon the Journal of the State Board of Nursing for the for 21st day of March, 2003, and the original thereof shall be kept with said Journal.

OHIO BOARD OF NURSING

(SEAL)

Mary Kay Sturbois, R.N., B.S.N.
President

3/21/03

Date

LFR/djf

cc: Katherine J. Bockbrader
Assistant Attorney General

Holly Fischer
Assistant Attorney General

Certified Mail
Receipt No. 7002 2030 0000 9238
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FILED
MAR 21 2003
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Ohio Board of Nursing

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VOLUNTARY SURRENDER OF LICENSE TO PRACTICE NURSING

I, LINDA L. LAWSON, R.N., am aware of my rights to representation by counsel, the right of being formally charged and having a formal adjudicative hearing, and do hereby freely execute this document and choose to take the actions described herein.

I, LINDA L. LAWSON, R.N. do hereby voluntarily, knowingly, and intelligently surrender my license to practice nursing as a registered nurse, #R.N.-152620, to the Ohio Board of Nursing, thereby relinquishing all rights to practice nursing in Ohio.

I understand that as a result of the surrender herein that I am no longer permitted to practice nursing in any form or manner in the State of Ohio.

I agree that I shall be ineligible for, and shall not apply for, reregistration, reinstatement, or restoration of licensure to practice nursing as a registered nurse, #R.N.-152620, or issuance of any other license and/or certificate pursuant to Chapter 4723, Ohio Revised Code, on or after the date of signing this Voluntary Surrender of License to Practice Nursing. Any such attempted reapplication shall be considered null and void and shall not be processed by the Board.

I hereby authorize the Ohio Board of Nursing to enter upon its Journal an Order revoking my license to practice nursing as a registered nurse, #R.N.-152620, in conjunction with which I expressly and forever waive all rights as set forth in Chapter 119., Ohio Revised Code, including but not limited to my right to counsel, right to a hearing, right to present evidence, right to cross-examine witnesses, and right to appeal the Order of the Board revoking my license to practice nursing as a registered nurse.

I, LINDA L. LAWSON, R.N., hereby release the Ohio Board of Nursing, its members, employees, agents and officers, jointly and severally, from any and all liability arising from the within matter.

This document shall be considered a public record as that term is used in Section 149.43, Ohio Revised Code.

Further, this information may be reported to appropriate organizations, data banks, and governmental bodies.

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Linda L. Lawson
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I stipulate and agree that I am taking the action described herein in lieu of formal disciplinary proceedings pursuant to Section 4723.28(B).

Signed this 14th day of March, 2003

Linda Lawson
SIGNATURE OF NURSE

[Signature]
WITNESS

[Signature]
WITNESS

Sworn to and subscribed before me this 14th day of March, 2003

(SEAL)

[Signature]
NOTARY PUBLIC
OHIO NOTARY AT LAW
NO EXPIRATION

(This form must be either witnessed OR notarized)

Accepted by the Ohio Board of Nursing:
[Signature] RN, MS
JOHN BRION, RN, MS
Executive Director

[Signature]
MARY KAY STURBOIS, RN, BSN
President

3/21/03
DATE

3/21/03
DATE

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